Second Regular Session

Sixtieth General Assembly

LLS NO. 96-0749.01D JGG

HOUSE BILL 96-1291

STATE OF COLORADO

State, Veterans & Military Affairs

BY REPRESENTATIVES Musgrave, Acquafresca, Adkins, Agler, Congrove, Dean, Epps, Jerke, Lamborn, Martin, May, Owen, Pankey, Paschall, Pfiffner, and Prinzler.

A BILL FOR AN ACT

CONCERNING THE INVALIDITY OF MARRIAGES BETWEEN PERSONS OF THE SAME SEX.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments which may be subsequently adopted.)

Creates an exception to the provision that all marriages validly contracted outside this state are valid in Colorado to provide that same sex marriages shall not be valid. Prohibits marriages between persons of the same sex in Colorado.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 14-2-112, Colorado Revised Statutes, 1987 Repl. Vol., is amended to read:

14-2-112. Application. All marriages contracted within this state prior to January 1, 1974, or outside this state that were valid at the time of the contract or subsequently validated by the laws of the place in which they were contracted or by the domicile of the parties are valid in this state, EXCEPT MARRIAGES PROHIBITED IN THIS STATE UNDER SECTION 14-2-110 (1) (d).

SECTION 2. 14-2-110 (1), Colorado Revised Statutes, 1987 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW

Capital letters indicate new material to be added to existing statute.

PARAGRAPH to read:

14-2-110. Prohibited marriages. (1) The following marriages are prohibited:

(d) A MARRIAGE BETWEEN PERSONS OF THE SAME SEX.

SECTION 3. Effective date. This act shall take effect July 1, 1996.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.